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PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. T95-005-2

First Named Inventor or Application Identifier Rothe et al.

Title Inhibitors of Apoptosis

EL071088513US

Express Mail Label No. EL071088513US

ADDRESS TO: **Assistant Commissioner for Patents**
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. *Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. Specification (Total Pages 34)
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claims
 - Abstract of the Disclosure
3. Drawings(s) (35 USC 113) (Total Sheets)
4. Oath or Declaration (Total Pages 2)
 - a. Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 17 completed)
 - i. DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference
The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission

(if applicable, all necessary)

- a. Computer Readable Copy
- b. Paper Copy (identical to computer copy)
- c. Statement verifying identity of above copies
- d. Request to use CRF from another application

ACCOMPANYING APPLICATION PARTS

- 8. Assignment Papers (cover sheet & documents(s))
 - a. Assignment to Tularik Inc., of record in prior application
- 9. 37 CFR 3.73(b) Statement (where there is an assignee)
 - Power of Attorney
- 10. English Translation Document (if applicable)
- 11.
 - a. Information Disclosure Statement (IDS)/PTO-1449
 - b. Copies of IDS Citations
- 12. Preliminary Amendment
- 13. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- 14.
 - a. *Small Entity Statement(s)
 - b. Statement filed in prior application, Status still proper and desired
- 15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
- 16. Other: _____

*NOTE FOR ITEMS 1 & 14: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 CFR 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 CFR 1.28)

17. Priority

This application claims priority to prior application No: 08/569,749

Prior application information: Examiner Woitach, J. Group Art Unit 1632

18. Correspondence Address



23379

(Insert Customer Number or Attach Bar Code Label here)

or

Correspondence Address Below

NAME Richard Aron Osman

SCIENCE & TECHNOLOGY LAW GROUP

ADDRESS 75 Denise Drive

CITY Hillsborough STATE California ZIP CODE 94010

Country U.S.A. TELEPHONE (650) 343-4341 FAX (650) 343-4342

Name: Richard Aron Osman Registration No: 36,627

Signature: Richard Aron Osman

Date: October 12, 2000

PRO
 JC921 U.S. 689366
 09/12/00

FEE TRANSMITTAL FOR FY 2001

Patent fees are subject to annual revision. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTP/SB/09-12. See 37 CFR 1.27 and 1.28

TOTAL AMOUNT OF PAYMENT (\$) **\$530.00**

Complete if Known:

Application No. Not yet assigned
 Filing Date Herewith
 First Named Inventor Rothe et al.
 Group Art Unit 1632
 Examiner Name Woitach, J.
 Attorney Docket No. T95-005-2

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees to:

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 and credit any over payments to:

Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b) to:

Deposit Account Number 19-0750

Deposit Account Name Science & Technology Law Group

2. Payment Enclosed
 Check
 Money Order
 Other

FEE CALCULATION**1. BASIC FILING FEE**Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility application filing fee	<u>355.</u>
106	320	206	160	Design application filing fee	<u> </u>
107	490	207	245	Plant filing fee	<u> </u>
108	710	208	355	Reissue filing fee	<u> </u>
114	150	214	75	Provisional application filing fee	<u> </u>

SUBTOTAL (1) **\$ 355.00**

2. CLAIMS

Total Claims	-	Extra	Fee from below	Fee Paid
13	- 20 =	0	X	<u> </u> = <u>0</u>
Independent Claims 3	- 3 =	0	X	<u> </u> = <u>0</u>
Multiple Dependent Claims			+	<u>135.00</u> = <u>135.00</u>

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of twenty	<u>0</u>
102	80	202	40	Independent claims in excess of 3	<u>0</u>
104	270	204	135	Multiple dependent claim	<u>135.00</u>
109	80	209	40	Reissue independent claims over original patent	<u> </u>
110	18	210	9	Reissue claims in excess of 20 and over original patent	<u> </u>

SUBTOTAL (2) **\$135.00**

FEE CALCULATION (continued)
3. ADDITIONAL FEES

Large Entity		Small Entity			
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	_____
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	_____
139	130	139	130	Non-English specification	_____
147	2,520	147	2,520	For filing a request for reexamination	_____
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	_____
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	_____
115	110	215	55	Extension for response within first month	_____
116	390	216	195	Extension for response within second month	_____
117	890	217	445	Extension for response within third month	_____
118	1,390	218	695	Extension for response within fourth month	_____
128	1,890	228	945	Extension for response within fifth month	_____
119	310	219	155	Notice of Appeal	_____
120	310	220	155	Filing a brief in support of an appeal	_____
121	270	221	135	Request for oral hearing	_____
138	1,510	138	1,510	Petition to institute a public use proceeding	_____
140	110	240	55	Petition to revive unavoidably abandoned application	_____
141	1,240	241	620	Petition to revive unintentionally abandoned application	_____
142	1,240	242	620	Utility issue fee (or reissue)	_____
143	440	243	220	Design issue fee	_____
144	600	244	300	Plant issue fee	_____
122	130	122	130	Petitions to the Commissioner	_____
123	50	123	50	Petitions related to provisional applications	_____
126	240	126	240	Submission of Information Disclosure Stmt	_____
581	40	581	40	Recording each patent assignment per property (times number of properties)	_____
146	710	246	355	For filing a submission after final rejection (see 37 CFR 1.129(a))	_____
149	710	249	355	For each additional invention to be examined (see 37 CFR 1.129(a))	_____

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ 40.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Richard Aron Osman

Signature  Date October 12, 2000

Reg. Number 36,627 Deposit Account User ID _____
(complete if applicable)